

1 THE COURT: Yes.

2 MR. RINGOLD: I'm suggesting as  
3 to the \$10,000 aspect, if the court accept our statement  
4 this morning, as it were, as evidence on the \$10,000  
5 amount, that would be one option, and at least we would  
6 be able to say that we presented some evidence on that  
7 point. If that is not acceptable, and the court desires  
8 to base its ruling in part on ~~the~~ \$10,000 requirement or  
9 the absence of evidence, we would like to have an  
10 opportunity, prior to the court's ruling, to at least  
11 get some evidence in on that particular point for the  
12 purposes of the record.

13 THE COURT: Mr. Ringold, how  
14 long has this case been pending?

15 MR. RINGOLD: I think about  
16 three years, Your Honor.

17 THE COURT: And this doesn't  
18 come as a shock to any of you. I told Mr. Kamins that  
19 he would be prepared and he could put on evidence today,  
20 didn't I, Mr. Kamins?

21 MR. KAMINS: That's correct,  
22 Your Honor.

23 THE COURT: Now, I can't just  
24 continue putting this off. We have to terminate this.  
25 We are down to a good average and this really helps us.